

DEC 06 2005

SOLACE.4CP1C4

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kevin G. Connors et al.
Appl. No. : 10/618571
Filed : July 11, 2003
For : HIGH VAPOR PRESSURE
ATTENUATION DEVICE
Examiner : John P. Lacyk

Group Art Unit 3736

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence and all
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December 6, 2005

Total number of pages: 9


Andrew M. Douglas, Reg. No. 31,212REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
P.O. Box 1450
Office of Initial Patent Examination
Customer Service Center
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby respond to the *Response to Request for Corrected Filing Receipt* mailed October 13, 2005, and again request correction of the official filing receipt as the basis for not issuing the corrected receipt was not correct.

Applicants claim priority to Provisional Application 60/415,949, filed October 3, 2002. The '949 application was filed July 11, 2003, less than a year prior to the filing date of this application. Applicants also claim the benefit of the omitted U.S. Provisional Patent Application Serial No. 60/197,095 filed April 14, 2000 through intervening, copending applications. In particular, this application is a continuation of United States Patent Application Serial No. 10/391,446, filed March 17, 2003, which is a continuation-in-part of United States Patent Application Serial No. 09/723,309, filed on November 27, 2000, which claims priority to United States Provisional Patent Application Serial No. 60/197,095, filed April 14, 2000.

Appl. No. : 10/618571
Filed : July 11, 2003

Copies of the following supporting documents are enclosed: (1) the first page of the Specification as filed listing all priority applications and (2) the Declaration from the parent application listing the '095 application as a priority application. A copy of the Official Filing Receipt with the correction shown in red is also enclosed for your convenience.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: December 6, 2005

By: Andrew M. Douglas
Andrew M. Douglas
Registration No. 51,212
Attorney of Record
Customer No. 20,995
(949) 760-0404

2151623 /rdcl/ 120605

SOLACE.4CP1C4

PATENT

HIGH VAPOR PRESSURE ATTENUATION DEVICE.

[0001] This application is a continuation of United States Patent Application Serial No. 10/391,446, filed March 17, 2003, which is a continuation-in-part of United States Patent Application Serial No. 09/723,309, filed on November 27, 2000, which claims priority to United States Provisional Patent Application Serial No. 60/197,095, filed April 14, 2000, and claims priority to United States Provisional Patent Application Serial No. 60/415,949, filed October 3, 2002; the disclosures of the aforementioned applications are hereby incorporated in their entirety herein by reference.

Background of the InventionField of the Invention

[0002] The present invention relates generally to methods and apparatus for attenuating and/or baffling transient pressure waves in relatively incompressible materials in organs of the body, including, but not limited to the following systems of the human body: cardiovascular, pulmonary, renal/urological, gastrointestinal, hepatic/biliary, gynecological, central nervous, musculoskeletal, otorhinolaryngical and ophthalmic.

[0003] In one particular aspect, the present invention relates generally to the field of urology and gynecology, and in particular to the treatment of disorders of the urinary tract caused by sudden fluctuations of intravesical pressure. More specifically, in this aspect of the present invention, methods and devices are provided for the diagnosis and treatment of urinary disorders such as incontinence, urgency, frequency, interstitial cystitis, irritable bladder syndrome and neurogenic bladders.

Description of the Related Art

[0004] Pressure waves are known to propagate through incompressible fluids in various organs of the body. These pressure waves may be caused by a number of events including events within the body, such as a beating heart, breathing in the lungs, peristalsis actions in the GI tract, movement of the muscles of the body, or events such as coughing, laughing, external trauma to the body, and movement of the body relative to gravity. As the elasticity of the surrounding tissues and organs, sometimes referred to as compliance, decreases, the propagation of these pressure waves increases. These pressure waves have

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John Kilboyne 760-431-9678

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Attorney's Docket No. SOLACE.004CP1

DECLARATION - USA PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **IMPLANTABLE VALVED PRESSURE ATTENUATION DEVICE**; the specification of which was filed on March 17, 2003 as Application Serial No. 10/391,446.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby claim the benefit under Title 35, United States Codes § 119(e) of any United States provisional applications listed below.

Application No.: 60/415,949

Filing Date: October 3, 2002

Application No.: 60/197,095

Filing Date: April 14, 2000

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S.A. Application

Application No.: 09/723,309

Filing Date: 11/27/00

Status: Pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Kevin G. Connors

Inventor's signature

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John Kilcoyne 760-431-9578

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Page 2

Attorney's Docket No. SOLACE.004CP1

Date JULY 14th, 2003Residence: 22 Livingston Road, Wellesley, MA 02481Citizenship: United StatesPost Office Address: Same as aboveFull name of second inventor: William L. Pintauro, M.D.

Inventor's signature _____

Date _____

Residence: 3400 Galt Ocean Drive, Apartment 801S, Ft. Lauderdale, FL 33308Citizenship: United StatesPost Office Address: Same as aboveFull name of third inventor: Sheila K. Wallin

Inventor's signature _____

Date _____

Residence: 6620 Ambrosia Lane, #425, Carlsbad, CA 92009Citizenship: United StatesPost Office Address: Same as aboveFull name of fourth inventor: John T. Kilcoyne

Inventor's signature _____

Date _____

Residence: 5265 Caminito Exquisito, San Diego, CA 92130Citizenship: United StatesPost Office Address: Same as aboveFull name of fifth inventor: Hung H. Cao

Tuesday, August 05, 2003 10:53 AM

John Kilcoyne 760-431-9578

p13

FROM : CRESCIMANO&PINTAURD
Friday, June 27, 2003 5:18 AMFAX NO. : 9547717515
John Kilcoyne 760-431-9578

Jun. 30 2003 10:15AM P2

p.03

Page 2

Attorney's Docket No. SOLACR.004CPI

Date _____

Residence: 22 Livingston Road, Wellesley, MA 02481

Citizenship: United States

Post Office Address: Same as above

Full name of second inventor: William L. Pintauro, M.D.

Inventor's signature _____

Date _____

Residence: 3400 Galt Ocean Drive, Apartment 8018, Ft. Lauderdale, FL 33309

Citizenship: United States

Post Office Address: Same as above

Full name of third inventor: Sheila K. Wallis

Inventor's signature _____

Date _____

Residence: 6620 Ambrosia Lane, #425, Carlsbad, CA 92009

Citizenship: United States

Post Office Address: Same as above

Full name of fourth inventor: John T. Kilcoyne

Inventor's signature _____

Date _____

Residence: 5265 Caminito Exquisito, San Diego, CA 92130

Citizenship: United States

Post Office Address: Same as above

Full name of fifth inventor: Hung H. Cao

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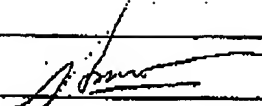
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Attorney's Docket No. SOLACE.004CP1

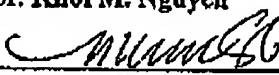
Inventor's signature Date 07-25-2003

Residence: 1160 Celery Lane, Corona, CA 91719

Citizenship: United States

Post Office Address: Same as above

Full name of sixth inventor: Khol M. Nguyen

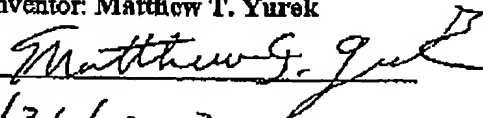
Inventor's signature Date 07/25/03

Residence: 29890 Yorkton Road, Murietta, CA 92563

Citizenship: United States

Post Office Address: Same as above

Full name of seventh inventor: Matthew T. Yurek

Inventor's signature Date July 31 / 2003

Residence: 12957 La Tortola, San Diego, CA 92129

Citizenship: United States

Post Office Address: Same as above

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/618,571	07/11/2003	3736	675	SOLACE.4CP1C4	47	45	2

20995
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2040 MAIN STREET
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IRVINE, CA 92614

CONFIRMATION NO. 3795

UPDATED FILING RECEIPT



0C000000012268160

Date Mailed: 04/05/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Kevin G. Connors, Wellesley, MA;
William L. Pintauro, Ft. Lauderdale, FL;
Sheila K. Wallin, Carlsbad, CA;
John T. Kilcoyne, San Diego, CA;
Hung H. Cao, Corona, CA;
Khoi M. Nguyen, Murietta, CA;
Matthew T. Yurek, San Diego, CA;

Domestic Priority data as claimed by applicant

This application is a CON of 10/391,446 03/17/2003

and is a CIP of 09/723,309 11/27/2000 PAT 6,882,473, which claims the benefit of
and claims benefit of 60/415,949 10/03/2002 and 60/197,095 04/19/00, 06

Foreign Applications

If Required, Foreign Filing License Granted: 11/25/2003

Projected Publication Date: 07/15/2004

Non-Publication Request: No

Early Publication Request: No

**** SMALL ENTITY ******RECEIVED
CENTRAL FAX CENTER****DEC 06 2005****Title**

High vapor pressure attenuation device

Preliminary Class

600

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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